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Docket No. F-8592

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PCT LEGAL  
ADMINISTRATION

Applicant : Koji OGATA, et al.  
Serial No. : 10/524,620  
Filed : March 17, 2005  
For : CONTINUOUS CASTING OF MOLTEN STEEL FOR  
SHEET METAL  
Group Art Unit : 1725  
Confirmation No. : 1484  
Customer No. : 000028107

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on June 17, 2009.

Frank J. Jordan  
(Name)

 06/17/09  
(Signature & Date)

MAIL STOP PCT  
Commissioner for Patents  
Office of PCT Legal Administration  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attn: Office of PCT Legal Administration

**SUPPLEMENTAL SUBMISSION TO PETITION FOR REVIVAL  
OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENSIONALLY UNDER 37 CFR 1.13(b)**

Sir:

This is in response to the USPTO on Decision on Petition under 37 CFR

1.181 dated June 1, 2009.

In the aforementioned Petition dated June 1, 2009, the Attorney Advisor dismissed applicants' Petition for Revival Under 37 CFR 137(b) filed April 6, 2009 on the grounds that applicants did not submit the proper declaration signed by the inventors. The Attorney Advisor further required that applicants submit the declaration along with a statement that the English text in the declaration is an accurate translation of the foreign text in the declaration, referring to 37 CFR 1.69.

In compliance with such request, attached hereto is a signed Verification of Translator wherein the translator states that the English translation of the corresponding Japanese language material in the attached signed declaration is a true and accurate literal translation.

It is believed that the attached signed Verification of Translator and the declaration attached thereto complies with applicable requirements and therefore, it is signed respectfully requested that applicants Petition for Revival Under 37 CFR 1.137(b) be granted.

Docket No. F-8592

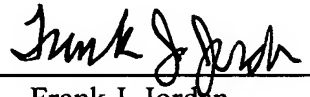
Ser. No. 10/524,620

If there is any fee in connection with this matter, the USPTO is hereby authorized to charge such fee to Deposit Account No. 10-1250.

Respectfully submitted,

JORDAN AND HAMBURG LLP

By



Frank J. Jordan  
Reg. No. 20,456  
Attorney for Applicants

Jordan and Hamburg LLP  
122 East 42nd Street  
New York, New York 10168  
(212) 986-2340  
FJJ/mg

Enc: Signed Verification of Translator  
Signed Declaration of Inventors

## VERIFICATION OF TRANSLATOR

I, Iori Joko, residing at 133 Seaman Avenue, Apt. 1A, New York, New York 10034, declare that I am fluent in Japanese and English and that I have read and compared the corresponding written English and Japanese language material on the attached Declaration of Power of Attorney and that the English translation of the corresponding Japanese language material is a true and accurate literal translation.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Iori Joko

Signature: 

Date: June 16, 2009

DECLARATION OF POWER OF ATTORNEY  
特許出願宣言書及び委任状

Japanese Language Declaration  
日本語宣言書

Docket No. F-8592

As a below named inventor, I hereby declare that:

下記指名発明者として、私は以下の通り宣言します。

My residence, post office address and citizenship are as stated next to my name.

私の住所、郵便の宛先、国籍は下記の私の氏名の後に記載された通りです。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

下記の発明に関して請求範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者(下記の氏名が一つの場合)もしくは最初かつ共同発明者(下記の名称が複数の場合)であると信じます。

CONTINUOUS CASTING OF MOLTEN STEEL FOR SHEET METAL

the specification of which is attached hereto unless the following box is checked

上記発明の明細書(右に x 印がついていない場合は、本書に添付)は、

☒

was filed on:

August 22, 2003

右の日付で

as United States Application Number or PCT International Application Number

下記米国出願番号または特許協定条約国際出願番号として提出され、

PCT/JP2003/010673

and was amended on (if applicable):

(該当する場合)右の日付に補正されました。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、特許請求範囲を含む上記明細書、及び該当する場合は上記補正を確認し、内容を理解していることをここに表明します。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

私は、連邦規則法典第 37 編 第 I 条 56 項に定義されるとおり、特許資格の有無について関連ある情報を開示する義務があることを認めます。

I hereby claim foreign priority under Title 35, United States Code, Section 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified by checking the box, any foreign application for patent or Inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

私は、米国法典第 35 編 119 条 (a)-(d) 項又は 365 条 (b) 項に基づき下記の、米国以外の国の少なくとも一カ国を指定している特許協力条約 365 (a) 項に基づく国際出願、又は外国での特許出願もしくは発明者証の出願についての外国優先権をここに主張するとともに、優先権を主張している、本出願の前に出願された特許または発明者証の外国出願を、以下に枠内をマークすることで、示しています。

Prior Foreign Application(s)

外国での先行出願

Priority Not Claimed

優先権主張なし

<u>2002-242731</u>	<u>Japan</u>	<u>22 August 2002</u>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
(番号)	(国名)	(出願年月日)	
<u>                    </u>	<u>                    </u>	<u>                    </u>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
(番号)	(国名)	(出願年月日)	
<u>                    </u>	<u>                    </u>	<u>                    </u>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
(番号)	(国名)	(出願年月日)	

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

私は、米国法典第 35 編 119 条 (e) 項に基づいて、下記の米国特許出願規定に記載された権利をここに主張いたします。

\_\_\_\_\_  
(Application No.)  
(出願番号)

\_\_\_\_\_  
(Filing Date)  
(出願日)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of the application.

私は、米国法典第 35 編 120 条又は特許協力条約 365 条(c)に基づいて、下記の米国特許出願又は米国を指定している PCT 国際出願に基づく権利をここに主張します。又、本出願の各請求範囲の内容で、米国法典第 35 編 112 条第 1 項で規定された方法で、先行する米国特許出願又は PCT 国際出願に開示されないものに関して、連邦規則法典第 37 編 1 条 56 項で定義された特許資格の有無に関連する情報の、その先行米国出願提出日から本出願の日本国内提出日または PCT 国際出願提出日までの期間中に公開されたものについて、開示義務があることを認識します。

\_\_\_\_\_  
(Application No.)  
(出願番号)

\_\_\_\_\_  
(Filing Date)  
(出願日)

\_\_\_\_\_  
(Status:Patented/Pending /Abandoned)  
(現況: 特許許可済、係属中、放棄済)

\_\_\_\_\_  
(Application No.)  
(出願番号)

\_\_\_\_\_  
(Filing Date)  
(出願日)

\_\_\_\_\_  
(Status:Patented/Pending /Abandoned)  
(現況: 特許許可済、係属中、放棄済)

\_\_\_\_\_  
(Application No.)  
(出願番号)

\_\_\_\_\_  
(Filing Date)  
(出願日)

\_\_\_\_\_  
(Status:Patented/Pending /Abandoned)  
(現況: 特許許可済、係属中、放棄済)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on Information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 in the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

私は、自身の知識に基づいて、本宣言書で行う表明が真実であり、かつ私の入手した情報と私の信じるところに基づく弁明が全て真実であると信じること、さらに故意になされた虚偽の表明及びそれと同等の行為は米国法典第 18 編第 1001 条に基づき、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による虚偽の声明を行えば、出願した、又は既に許可された特許の有効性が失われることを認識し、よってここに上記のごとく宣言致します。

### POWER OF ATTORNEY:

#### 委任状

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number)  
私は指名発明者として、本出願に関する一切の手続きを米特許商標局に対して遂行する弁護士または代理人として、下記の者を指名いたします。(弁護士、または代理人の氏名及び登録番号を明記のこと)

Frank J. Jordan	Reg. No. 20,456
C. Bruce Hamburg	Reg. No. 22,389
Herbert F. Ruschmann	Reg. No. 35,341
Jacqueline M. Steady	Reg. No. 44,354
Lawrence Wechsler	Reg. No. 36,049
Marvin Turken	Reg. No. 18,330
Alfred D'Andrea	Reg. No. 27,752

Send Correspondence to:

書類送付先

Jordan and Hamburg LLP  
122 East 42<sup>nd</sup> Street  
New York, New York 10168

Direct Telephone Calls to: (name and phone number)

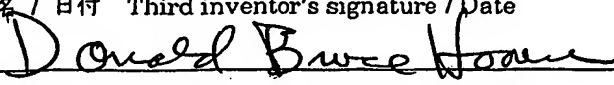
電話連絡先 (名前及び電話番号)

Frank J. Jordan  
(212) 986-2340



唯一または第一発明者	Full name of sole or first inventor
Koji OGATA	
発明者署名 / 日付	Inventor's signature / Date
<i>Koji Ogata</i> <i>March 1, 2005</i>	
住所	Residence
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国籍	Citizenship
Japan	
郵便の宛先	Post Office Address
c/o KROSAKI HARIMA CORPORATION 1-1, Higashihama-machi, Yahatanishi-ku Kitakyushu-shi, Fukuoka, 806-8586, Japan	

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第二発明者署名 / 日付 Second inventor's signature / Date 木村 温良 March 7, 2005
住所 Residence Kimitsu-shi, Chiba, Japan
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第三共同発明者氏名 (該当する場合) Full name of third joint inventor, if any Donald Bruce HOOVER	
第三発明者署名 / 日付 Third inventor's signature / Date  March 3, 2005	
住所 Residence York, PA 17403, U.S.A.	
国籍 Citizenship US	
郵便の宛先 Post Office Address	Hillock Lane 1710 York, PA 17403, U.S.A.

